

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/902,048  
Inventor : Michael Lee Vatter  
Filed : July 10, 2001  
Art Unit : 1617  
Examiner : Shengjun Wang  
Docket No. : 8163L  
Confirmation No. : 7755  
Customer No. : 27752  
Title : Transfer-Resistant Makeup Removing Compositions

**RESPONSE TO EXAMINER INQUIRY**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INTRODUCTORY REMARKS**

In response to an Examiner's telephone inquiry on March 3, 2008; please consider the following remarks and the replacement terminal disclaimer.

Appl. No. 09/902,048  
Docket No. 8163L  
Paper dated March 4, 2008  
Customer No. 27752

#### REMARKS

This reply is in response to a telephonic inquiry by Examiner Shengjun Wang on March 3, 2008. Examiner Wang noted that the claims are in condition for allowance; however, an error was noted on a previously submitted Terminal Disclaimer. The Terminal Disclaimer submitted on September 19, 2002, incorrectly listed the pending application as serial number 08/850,763. Attached to this response is a replacement Terminal Disclaimer identifying the correct pending application as serial number 09/850,763. With the filing of this replacement Terminal Disclaimer, the Terminal Disclaimer of September 19, 2002 is now void.

According to § 1490.V.C. of the Manual of Patent Examining Procedure, "Once a correct replacement terminal disclaimer is received, the next Office action should make it clear that 'the second terminal disclaimer replaces the first terminal disclaimer, and the first terminal disclaimer is thus void.' A second terminal disclaimer fee should not be assessed/charged, since the first fee is applied to the second terminal disclaimer."

#### Conclusion

This response represents an earnest effort to correct the error noted by the Examiner. Allowance of the pending claims is respectfully requested.

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY

By



Signature

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Date: March 4, 2008  
Customer No. 27752